

**Town of Shrewsbury - Board of Selectmen  
Richard D. Carney Municipal Office Building – Selectmen's Meeting Room  
100 Maple Avenue  
Monday, May 10, 2004 at 7:00 PM**

**Minutes**

**Present:**

Bruce Card, Maurice DePalo, Thomas Fiore, Philip Hammond, John Lebeaux and Daniel Morgado, Town Manager. Mr. Fiore, Chairman, called the meeting to order at 7:02 pm.

**Preliminaries:**

1. Approve bills, payrolls and warrants #0487 in the amount of \$266,189.10, #0488 in the amount of \$858,428.52, #0489 in the amount of \$1,382,280.62, and #0490 in the amount of \$2,847,199.35. Motion was made, seconded and unanimously voted to approve.
2. Approve Minutes of April 26, 2004 and April 27, 2004. Motion made, seconded and unanimously approved.
3. Announcements – Mr. Card congratulated Mr. Fiore and Mr. Lebeaux on their successful campaign and welcomed them back to the Board for another three years. Mr. DePalo announced that the 3<sup>rd</sup> Annual Kid's Equipment Day will be held on Saturday, May 22<sup>nd</sup> from 9:00am-1:00pm at the Highway Garage. The Parks and Recreation Dept. are now accepting registrations for summer programs during regular business hours. Brochures can be picked up at Town Hall or viewed on the web site. Also, the last week of curbside pick up for yard waste will be May 24<sup>th</sup> through 28<sup>th</sup>. Please have the bags at curb side by 7:00am on your collection day. The Health Dept. will hold the annual drop-off event for TVs and computers on Saturday, May 15<sup>th</sup> from 8:30am-11:30am at the Highway Garage. There is a \$10.00 fee for each TV and each computer. Propane gas tanks will be accepted for \$2.00 each. Thermometers and thermostats containing mercury will be accepted free of charge.
4. Town Manager's Report - Nothing other than what is on the Agenda.

**Meetings:**

5. 7:05pm - Chief Sampson. The Chief introduced Lt. James Hurley and Officer James Lonchiadis to be recognized for their efforts in uncovering a false document operation in Shrewsbury. The investigation ultimately involved the FBI, Immigration Services and the U.S. Joint Terrorism Task Force. They were recognized the by the U.S. Attorney in Boston for their efforts in breaking up this operation. Mr. DePalo congratulated the officers on their achievements and added that the Town and Chief are very proud of them.
6. 7:15pm - Water Restrictions – Supt. Tozeski. Asst. Town Manager, Michael Hale and Mr. Tozeski were present and reviewed the scheduled water projects in Town including the replacement of the water main on Route 9. In addition, they are also looking for additional water sources on the Home Farm property. Mr. Lebeaux recused himself from the discussion of water restrictions to avoid appearance conflict of interest. Mr. Tozeski reviewed last year's restrictions and recommended that the Board vote the same restrictions this year. This system seemed to cause less problems. However, if weather conditions require more stringent measures he would be back before the Board. He added that the state DEP is pressing the town to bring water consumption down to 65 gallons per day per person. We are presently down to 80 gallons from about 90 gallons a few years ago. Notices will be mailed to the public regarding restrictions and conservation and the water restriction signs will go back up at various points in Town. Motion was made pursuant to Article 18, Section 4 of the General By-Laws of the Town of Shrewsbury the following water conservation measure is hereby implemented: Outdoor Use of Water Restriction – based upon the street address number as follows: even numbered addresses may use water outdoors: Tuesday, Thursday and Saturday. Odd numbered addresses may use water outdoors: Wednesday, Friday and Sunday. No outdoor use of water on Monday. The Board of Selectmen determines that for the period of time that this State of Water Supply Conservation is in effect that enforcement of the provisions of Article 18 of the General By-Laws of the Town of Shrewsbury shall be pursuant to General Laws Chapter 40; Section 21D which provides for non-criminal disposition. This restriction becomes effective June 7, 2004. Motion was seconded and voted four in favor with one abstention. Restrictions apply to the days of the week residents can water, not the hours of the day.

## **Public Hearings:**

### **Old Business:**

7. Review Warrant Articles. Mr. DePalo advised that the Planning Board supports the zoning articles. Following tradition, approval of street acceptances will be held until Town Meeting. Article 11, waiting for further information from Town Engineer. Motion was made, seconded and unanimously voted to approve Articles 14-18. Article 39, hold for recommendation from Finance Committee.

### **New Business:**

8. Reorganization of Board. Motion was made, seconded, and unanimously voted to appoint Maurice M. DePalo as Chairman of the Board. Motion was made, seconded, and unanimously voted to appoint Philip S. Hammond as Vice Chairman of the Board. Motion was made, seconded, and unanimously voted to appoint Bruce R. Card as Clerk.
9. Reappoint Robert Jacques and Patricia Banks to Conservation Commission for terms of three years expiring on June 30, 2007. Motion was made, seconded and unanimously voted to reappoint Mr. Jacques and Ms. Banks.
10. Treasurer requests Board's approval to reappoint Mary Grillo as Assistant Treasurer for a term of one year to expire June 30, 2005. Motion was made to reappoint Mary Grillo Assistant Treasurer for a term of one year expiring on June 30, 2005. Motion seconded and unanimously voted.
11. Sign Assistant Treasurer's Bond for \$35,500. Motion was made, seconded and unanimously voted to sign the Assistant Treasurer's bond.
12. Review schedule for second half of 2004. Hold for next meeting.
13. St. Mary's Syrian Orthodox Church, 1 Industrial Drive, One Day All Alcohol License for Wedding Reception, Saturday, May 29, 2004, 6:00pm-11:00pm. Motion was made, seconded and unanimously voted to approve the application.
14. St. Mary's Syrian Orthodox Church, 1 Industrial Drive, One Day All Alcohol License, for Baptism Reception, Saturday, July 3, 2004, 6:00pm to 11:00pm. Motion was made, seconded and unanimously voted to approve the application.
- 14a. Town Manager Evaluation. Mr. DePalo advised that reviews from all Board members had been received and of the four categories used by the Board to grade Mr. Morgado: distinguished, excellent, good, and less than satisfactory, the Board rated him distinguished and excellent plus in all areas. They particularly commended him for his fiscal management in these difficult budget times and praised his relationship with other town boards and employees as well as with the Board. Mr. Morgado thanked the Board for their kind remarks and high rating. He attributed any successes to the assistance of the Asst. Town Manager, employees and department heads.

### **Executive Session:**

15. Collective bargaining and value of real property.

### **Communications:**

16. Noted copy mailed: E-mail from Dave Richardson, 375 South Street, re E-mail Policy & Override.
17. Noted copy mailed: Announcement – CMRPC's 41st Annual Dinner & Awards Meeting.
18. Noted copy mailed: Mass. Dept. of Revenue Bulletin 2004-05B, re: Training Programs for Assessors.
19. Noted copy mailed: SELPSCC Commission Meeting Minutes, 3/22/04.
20. Noted copy mailed: Letter from Peter & Annette Hanson, 277 Maple Avenue, re purchase of Town owned land. Mr. Morgado will acknowledge receipt of the request and look into.
21. Noted copy mailed: ZBA Hearing Minutes, 4/14/04, Richard & Elaine Strzelewicz, 37 Everett Avenue.
22. Noted copy mailed: ZBA Hearing Minutes, 4/14/04, Judith Fournier, 104 Worthington Avenue.
23. Noted copy mailed: ZBA Hearing Minutes, 4/14/04, Carl & Mary Popp, 76 South Street.
24. Noted copy mailed: ZBA Hearing Minutes, 4/14/04, J. Christopher Walsh, 94 Boylston Circle.
25. Noted copy mailed: ZBA Hearing Minutes, 4/14/04, Robert E. Dunn, 73 Lake Street.
26. Noted copy mailed: ZBA Hearing Minutes, 4/14/04, Tanya & Kenneth Mraderosian, 6 Grist Mill Circle.
27. Noted copy mailed: ZBA Hearing Minutes, 4/14/04, Sally Fontecchio, 71 Ireta Road.

28. Noted copy mailed: ZBA Hearing Agenda, 5/18/04.
29. Noted copy mailed: Letter from Rep. Polito re FY05 Budget.
30. Noted copy mailed: Press Release from Office of the District Attorney re disposition of criminal cases for Worcester Superior Court for first three months of 2004.
31. Noted copy mailed: Street Sweeping Report as of 4/30/04. Town is half done.
32. Noted copy mailed: Letter from Anthony Mastromatteo re interest in serving on ZBA or Planning Board. File in Talent Bank.
33. Noted copy mailed: MMA Action Alert #5, 5/3/04
34. Noted copy mailed: Notice of Next Advisory Board Meeting from MBTA.
35. Noted copy mailed: Letter from Mr. Morgado to CMRPC re Route 9 Corridor: Shrewsbury to Westborough.
36. Noted copy mailed: Notice of Annual Conference of 495/MetroWest Corridor Partnership, Arc of Innovation. Will invite to future meeting.
37. Noted copy mailed: Letter from Robert Cox expressing interest in reappointment to Historic District Commission. Motion was made, seconded and unanimously voted to reappoint Mr. Cox to the Historic District Commission for a term of three years expiring on June 30, 2007.
38. Noted copy mailed: Receipt of a Request for Determination of Applicability under the Interbasin Transfer Act, MGL Chapter 21, Section 8b-8d, from Mass. Water Resources Commission.
39. Noted copy mailed: Letter from Richard Quinlivan, 87 Hill Street, re compensation paid to five top town employees. Mr. DePalo will respond.
40. Noted copy mailed: E-mail from 495/MetroWest Corridor Partnership Arc of Innovation re update on activities.
41. Noted copy mailed: School Committee Meeting Agenda, 5/12/04.

Motion was made, seconded, and unanimously voted to adjourn into executive session at 8:05pm not to reconvene for the purpose of discussing town manager's salary. On a roll call vote Mr. Fiore, yes, Mr. Hammond, yes, Mr. Card, yes, Mr. Lebeaux, yes, and Mr. DePalo, yes.

Respectfully submitted,

Janice C. McCoy  
Secretary